

## Message Text

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70

ACTION ACDA-10

INFO OCT-01 EUR-12 IO-13 ISO-00 OES-06 L-03 SS-15 ERDA-05

CIAE-00 INR-07 NSAE-00 NSC-05 EB-07 NRC-05 DODE-00

FEA-01 /090 W

----- 089022

R 231543Z NOV 76

FM AMEMBASSY COPENHAGEN

TO SECSTATE WASHDC 3640

INFO AMEMBASSY BONN

USMISSION EC BRUSSELS

AMEMBASSY BRUSSELS

AMEMBASSY DUBLIN

AMEMBASSY LONDON

AMEMBASSY LUXEMBOURG

AMEMBASSY PARIS

AMEMBASSY ROME

AMEMBASSY THE HAGUE

USMISSION NATO

USMISSION IAEA VIENNA

C O N F I D E N T I A L COPENHAGEN 4236

EO 11652: GDS

TAGS: PARM, TECH, ENRG, USEC, DA

SUBJ: IMPLEMENTATION OF ARTICLE III OF THE NPT

REF: STATE 285741

1. PER REFTEL WE QUERIED FOREIGN MINISTRY RE STATUS OF  
EC-IAEA AGREEMENT WITH RESPECT TO NON-PROLIFERATION TREATY.

2. MINISTRY OFFICIAL DESCRIBED THE CURRENT SITUATION AS AN  
IMPASSE BETWEEN THE FRENCH ON ONE SIDE AND THE REMAINING  
EIGHT EC MEMBERS ON THE OTHER. HE CONFIRMED THAT A  
MINISTERIAL DISCUSSION OF THE SITUATION TOOK PLACE ON NOV. 18,  
BUT HE HAD NO DETAILS OF WHAT WAS SAID. HE ALSO NOTED THAT  
DISCUSSIONS PRIOR TO THAT MEETING HAD TAKEN PLACE ON A LOWER  
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LEVEL IN EARLY NOVEMBER, BUT THAT THESE TALKS PRODUCED ONLY A

REITERATION OF INDIVIDUAL MEMBERS VIEWS.

3. ACCORDING TO THE MINISTRY OFFICIAL, THE NUB OF THE DIFFERENCE IS WHETHER OR NOT THE MATTER IS ONE FOR NATIONAL OR FOR COMMUNITY DETERMINATION, WITH THE FRENCH HOLDING OUT FOR NATIONAL TREATMENT. THE OTHER EIGHT MEMBERS AGREE THAT IT SHOULD BE HANDLED BY THE COMMUNITY AS A WHOLE. THE EC-IAEA AGREEMENT WHICH WAS SIGNED IN 1973 SHOULD HAVE ENTERED INTO FORCE ON NOV. 5, 1976 BUT DID NOT DO SO BECAUSE OF FRENCH RECALCITRANCE.

4. THE OFFICIAL STATED THAT THE EUROPEAN PARLIAMENT HAS NO OPERATIVE ROLE TO PLAY IN THIS MATTER BUT CAN ONLY GIVE AN OPINION. THEREFORE, HE SAID, THE CURRENT DISAGREEMENT CANNOT BE SETTLED IN THAT BODY.

5. AS FOR NATIONAL ACTION, DENMARK ALREADY HAS A BILATERAL AGREEMENT WITH THE IAEA THAT PREDATES DENMARK'S ENTRY INTO THE EC. IF THE EC SHOULD FAIL TO AGREE ON A COMMON APPROACH, THE MINISTRY OFFICIAL BELIEVES THAT DENMARK NEED TAKE NO FURTHER NATIONAL ACTION. HE WAS UNCERTAIN ABOUT OTHER EC MEMBERS, HOWEVER, AND THOUGHT THAT SOME MIGHT HAVE TO COMPLETE NATIONAL ACTION, WHICH COULD TAKE SEVERAL MONTHS.

DEAN

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